

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

The Estate of John L. McIntyre,)	
)	
Plaintiff,)	
v.)	Civil Action No. 01-10408-WGY
)	
United States of America,)	
)	
Defendant.)	
)	

NOTICE OF SETTLEMENT

Now comes defendant United States of America, through undersigned counsel, and hereby notifies this Honorable Court that the parties to the above-captioned matter have executed an agreement settling the remaining dispute between them. Pursuant to that agreement, the parties have filed in the court of appeals a Joint Dismissal Agreement under Rule 42(b) of the Federal Rules of Appellate Procedure seeking dismissal of their pending appeals in this case, appeal numbers 11-1018 and 11-1019.

Respectfully submitted,

TONY WEST
Assistant Attorney General

Dated: January 20, 2012

/s Jonathan H. Levy
JONATHAN H. LEVY
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Attorneys for the United States of America

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notice of Settlement was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

DATED: January 20, 2012

/s Jonathan H. Levy
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